

Turner, Thomas

From: Dickens, Brian
Sent: Thursday, April 25, 2019 8:58 AM
To: James.Kavalec@epa.ohio.gov
Cc: Topinka, Natalie; Loukeris, Constantinos; Hullinger, Luke
Subject: Ohio Oil and Gas Update

Enforcement Confidential

Jim:

Here's an update on Ohio Oil & Gas enforcement activity:

Settled Cases:

[REDACTED]: Consent Decree was entered on January 8, 2019. Reporting for the consent decree is on an annual basis, and there is no fence line monitoring required for any of the Region 5/Ohio gas plants.

[REDACTED]ing – On March 13, 2019, EPA conditionally approved the Quality Assurance Project Plan for the fenceline monitoring to be implemented at the [REDACTED] compressor station located in Ohio pursuant to the consent decree.

Recent completed inspections (April 16-19)

[REDACTED] C – 11 well pads. We will be taking enforcement action after issuing a 114 to collect more information.

[REDACTED] – 11 well pads. The well pads that we had on our list for [REDACTED] were recently purchased by [REDACTED] sometime in fall 2018. The 3rd quarter ODNr production data, which is what was available when we were planning these inspections, still had the sites listed under [REDACTED]. We are awaiting follow-up information from [REDACTED] and then we will decide if a 114 is necessary.

Ongoing Cases:

[REDACTED] hired a new attorney. We will be meeting with them on April 29th to hopefully move settlement forward. We have a tolling agreement that expires in July and DOJ has gotten an approved complaint. We issued an NOV/FOV on March 28, 2019 that essentially reiterated the previous violations we had cited in December 2016 but included permit citations instead of just NSPS OOOO.

[REDACTED] we issued an NOV/FOV in late December 2018 alleging violations of [REDACTED] LDAR program and included NSPS OOOO violations (tank vapor capture and control systems) for an additional set of well pads. [REDACTED] has sold its Ohio assets to [REDACTED]. We had a call on April 12 and are exchanging additional information.

[REDACTED] Discussions continue, no apparent overlap with OhioEPA's [REDACTED] cases. We are negotiating the terms of the ACO.

[REDACTED] – NOV sent January 2018, discussions on possible settlement continue. This site will likely be settled separate from any global [REDACTED] case.

[REDACTED] Work led by EPA OECA HQ may expand into Ohio, as we discussed.

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Completed Inspections with No Further Action at this time:

Eclipse - No further investigation or enforcement planned at this time.

CNX Noble 11 and Noble 33 – No further investigation or enforcement planned at this time.

Brian

From: Dickens, Brian <dickens.brian@epa.gov>

Sent: Tuesday, November 20, 2018 1:17 PM

To: Kavalec, James <James.Kavalec@epa.ohio.gov>

Cc: Loukeris, Constantinos <loukeris.constantinos@epa.gov>; Topinka, Natalie <topinka.natalie@epa.gov>; Hullinger, Luke <Hullinger.Luke@epa.gov>

Subject: Ohio Oil and Gas Update

Enforcement Confidential Communication

Jim:

Below is an update on our Oil and Gas work. If you could send us an update of OhioEPA's work, we'd appreciate it,

Ongoing Cases:

Mark West Plant – CD entered July 9th. We are currently reviewing ambient air monitoring protocols submitted by Mark West for monitoring near the **Mark West Plant** near Somerton, Ohio.

Mark West Plant – Consent Decree was lodged on November 1, 2018. Waiting for entry.

Chesapeake – EPA and DOJ met with **Chesapeake** on November 14th to discuss a possible settlement, including injunctive relief. Next meeting tentatively scheduled for late January to further discuss details of EPA/DOJ's settlement proposal.

Chesapeake – a Notice and Finding of Violation is pending (not yet Final), which will cite an additional subset of **Chesapeake** well pads for failure to meet design and operational standards, plus failures to properly implement its LDAR program (i.e. failure to repair leaks timely, failure to properly calibrate and use detection equipment) at all well pads.

Blue Racer, Berne – Discussions continue, no apparent overlap with OhioEPA **Blue Racer** cases. We are negotiating the terms of the ACO.

Unica East Harrison Gas Plant – NOV sent January 2018, discussions on possible settlement continue. This site will likely be settled separate from any global **Williams** case.

Ascent – Work led by EPA OECA HQ may expand into Ohio, as we discussed.

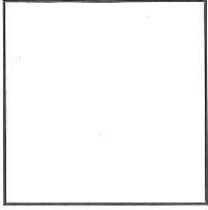
Antero – Work led by EPA OECA HQ may expand into Ohio, as we discussed.

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Eclipse - No further investigation or enforcement planned at this time.

CNX Noble 11 and Noble 33 – No further investigation or enforcement planned at this time.

Brian Dickens, Chief
Air Enforcement and Compliance Assurance Section
U.S. Environmental Protection Agency
Chicago, Illinois
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